



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Richard T. DEAN et al.      Art Unit : 1654  
Serial No.: 08/236,402      Examiner : J. Russel  
Filed : May 2, 1994  
Title : TECHNETIUM-99M LABELED IMAGING AGENTS

**TERMINAL DISCLAIMER**

Diatide, Inc., owner, of all right, title and interest in the instant application, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 as currently shortened by any terminal disclaimer, of prior Patent No. 5,849,261.

The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 of said prior patent, as currently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any

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Serial No.: 08/236,402  
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Page : 2

Attorney's Docket No.: 09744-006001 / DITI 107

manner terminated prior to the expiration of its full statutory term as currently shortened by any terminal disclaimer.

Respectfully submitted,

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Commissioner for Patents  
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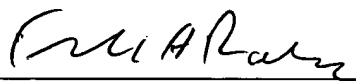
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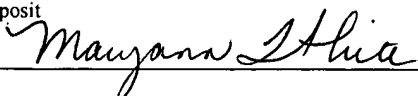
  
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